

REMARKS

Claims 1 and 4-15 are currently pending. Claims 10-15 have been added to enhance the patent coverage of Applicant's invention. Claims 1 and 7 have been amended with the limitations from claims 2 and 3. Claims 2 and 3 have been canceled. Support for these amendments may also be found on page 17, line 17 – page 19, line 21 and Figures 6 and 7. New claims 10 and 13 are supported by page 11, lines 4-12, of the specification as filed. New claims 11 and 14 are supported by page 11, line 30, through page 12, line 15, of the specification as filed. New claims 12 and 15 are supported by page 10, lines 21-33, of the specification as filed. It is respectfully submitted that no new matter has been added.

The Patent Office has indicated patentable subject matter in claims 2 and 3 and rejected the remaining claims. The Patent Office rejected claims 1, 7, and 8 under 35 U.S.C. 102(b) as being clearly anticipated by Schlager et al., U.S. Patent No. 5,963,130. The Patent Office also rejected claims 4-6 and 9 as being unpatentable over Schlager et al., as applied to claims 1 and 7, and further in view of Cho, U.S. Patent No. 6,922,728. The Patent Office indicated that claims 2 and 3 have allowable subject matter.

Applicant has incorporated the limitations of claims 2 and 3 into independent claims 1 and 7 as the limitations of claims 2 and 3 were indicated by the Patent Office in the Office Action mailed August 18, 2005, to contain allowable subject matter.

Applicant believes that clarification may be in order regarding the term "information" as found in the claims and provides a brief description as follows:

(i) location information - the information by using of which is defined the boundaries of the area (i.e. the corner points of the allowed area, for example).

(ii) status information - the information by using of which is defined the occupancy status of the monitored party. This status may be, for example, "on the permitted area" or "on the prohibited area" depending on which side of the boundary the monitored party occupies at current moment.

(iii) current location information - the information (e.g., the coordinates) that is defined by localizing means (e.g., by the GPS) of the device at each moment.

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(iv) established form information - the information by using of which is indicated the current location of the monitored party. This indication is sent for the "at least one piece of the terminal equipment (22)," e.g., for the parents of the child which occupancy area is monitored. This "established form information" would be according to the prior art, for example, the coordinate form such as data that is defined by using GPS-module (see Schlager col. 10, lines 47 – 52). In Applicant's invention, the "established form information" is "network information." The "network information" expresses, for example, the geographical name of the area in which the child occupies at a given moment (e.g., the street or city quarter). This area depends and is named based on the concerned base station to which the device 10 of the monitored party (e.g., the child) is in connection at that moment.

The Patent Office has acknowledged Applicant's claim for foreign priority and asserts that a certified copy of this document is not currently in the Patent Office's file for this application. Applicant has checked the records regarding the original filing of the application and has found that a self addressed post card noting that the certified copy was enclosed with the original filing papers dated December 4, 2003, with a return post card receipt date of December 15, 2003 and an express mail number of EV335599177US. The date in of the express mail customer copy is December 5, 2003. The new application transmittal form has checked off the certified copy of the priority document. Applicant believes that the certified copy of the priority document should be located at the Patent Office.

As all pending claims contain the subject matter the Patent Office indicated is allowable in the last Office Action, the Patent Office is respectfully requested to withdraw the rejections of the claims under 35 U.S.C. 102(b) based on Schlager and 35 U.S.C. 103(a) based on Schlager and Cho, and to allow all of the pending claims 1 and 4-15 as now presented for examination. An early notification of the allowability of claims 1 and 4-15 is earnestly solicited. The Patent Office is invited to call or email to expedite the issuance of a notice of allowance.

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Respectfully submitted:

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450.

November 14, 2005 J. L. Bongart
Date Name of Person Making Deposit